

SEP 15 1970 - 11 22 AM

SUPPLEMENTAL AGREEMENT
INTERSTATE COMMERCE COMMISSION

This SUPPLEMENTAL AGREEMENT, dated as of September 1, 1970, by and between BETHLEHEM STEEL CORPORATION, a Delaware corporation (hereinafter called Bethlehem), and THE BALTIMORE AND OHIO RAILROAD COMPANY, a Maryland corporation (hereinafter called B&O).

WHEREAS, Bethlehem and B&O executed and delivered a certain Agreement dated as of June 15, 1970 (hereinafter called the Agreement), providing for the temporary use by B&O of the railroad equipment specified therein, which Agreement is of record in the office of the Secretary of the Interstate Commerce Commission pursuant to Section 20c of the Interstate Commerce Act under Recordation No. 5783; and

WHEREAS, the parties desire to extend the term of the Agreement;

NOW, THEREFORE, in consideration of the premises and of the mutual covenants herein contained, the parties hereto agree as follows:

1. The date "September 15, 1970" appearing on pages 1 and 2 of the Agreement is hereby changed to read "November 1, 1970".

2. Hereafter all references to the Agreement in the Agreement shall be deemed to refer to the Agreement as amended by this Supplemental Agreement.

3. Except as herein specifically provided, all the terms and provisions of the Agreement shall be and remain in full force and effect.

4. In order to facilitate the filing and recording of this Supplemental Agreement, the same may be simultaneously executed in several counterparts

each of which shall be deemed to be an original, and such counterparts together shall constitute but one and the same instrument, which shall for all purposes be sufficiently evidenced by any such original counterpart.

IN WITNESS WHEREOF, the parties hereto have each caused this instrument to be duly executed as of the date first above set forth.

BETHLEHEM STEEL CORPORATION

(Corporate Seal)

Attest:

G. L. Frankel
Assistant Secretary

By

J. H. Walker
Vice President

THE BALTIMORE AND OHIO RAILROAD
COMPANY

(Corporate Seal)

Attest:

R. J. Hochman
Assistant Secretary

By

L. C. C. High
Treasurer

100-100-100
100-100-100

R. J. Hochman
100-100-100

COMMONWEALTH OF PENNSYLVANIA)

) ss:

COUNTY OF NORTHAMPTON)

On this 9th day of September, 1970, before me personally appeared J. H. Walker, to me personally known, who, being by me duly sworn, says that he is a Vice-President of BETHLEHEM STEEL CORPORATION, that one of the seals affixed to the foregoing instrument is the corporate seal of said corporation, that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors and he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

(Notarial Seal)

Mildred W. Unabel
Notary Public My Commission Expires
MILDRED W. UNABEL April 30, 1975
City of Bethlehem
Northampton County

STATE OF MARYLAND)

) ss:

CITY OF BALTIMORE)

On this 4th day of September, 1970, before me personally appeared L. C. Roig, Jr., to me personally known, who, being by me duly sworn, says that he is the Treasurer of THE BALTIMORE AND OHIO RAILROAD COMPANY, that one of the seals affixed to the foregoing instrument is the corporate seal of said corporation, that said instrument was signed and sealed on behalf of said corporation by authority of its President and Directors and he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

(Notarial Seal)

Robert Neilson
Notary Public
My Commission expires July 1, 1974.